

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 UNITED STATES for the use and benefit
5 of AGATE STEEL, INC. and AGATE
6 STEEL, INC.,

7 Plaintiffs,

8 v.

9 JAYNES CORPORATION and WESTERN
10 SURETY COMPANY,

11 Defendants.
12

13 AND ALL RELATED CLAIMS.

Case No. 2:13-CV-01907-APG-NJK

**ORDER GRANTING MOTION FOR
PARTIAL SUMMARY JUDGMENT
RE: CLAIM FOR BREACH OF JOINT
CHECK AGREEMENT**

(ECF No. 108)

13 I grant defendants Jaynes Corporation and Western Surety Company's motion for partial
14 summary judgment on plaintiff Agate Steel, Inc.'s claim for breach of a joint check agreement.
15 Plaintiff Agate Steel, Inc. voluntarily withdrew its allegations in the complaint that Jaynes
16 Corporation breached a joint check agreement. ECF No. 123.

17 IT IS THEREFORE ORDERED that defendants Jaynes Corporation and Western Surety
18 Company's motion for partial summary judgment **(ECF No. 108) is GRANTED.**

19 DATED this 27th day of May, 2016.

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21 ANDREW P. GORDON
22 UNITED STATES DISTRICT JUDGE
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